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6 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 CURLIN PENNICK, III, )

9 Petitioner, )

10 v. )

11 JEFF UTTECHT, )

12 Respondent. )  
\_\_\_\_\_ )


CASE NO. C08-230-RAJ

ORDER DENYING FEDERAL  
HABEAS PETITION AND  
DISMISSING ACTION

13 The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's  
14 answer to the petition, the Report and Recommendation of the Honorable James P. Donohue,  
15 United States Magistrate Judge, and the balance of the record, does hereby find and Order:

- 16 (1) The Court adopts the Report and Recommendation.  
17 (2) Petitioner's federal habeas petition (Dkt. No. 6) is DENIED, and this action is  
18 DISMISSED with prejudice.  
19 (3) The Clerk is directed to send copies of this Order to petitioner, to counsel for  
20 respondent, and to Judge Donohue.

21 DATED this 19th day of September, 2008.

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23   
24 The Honorable Richard A. Jones  
25 United States District Judge

26 ORDER DISMISSING FEDERAL  
HABEAS PETITION